

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

HARRY F. SMITH,

Plaintiff,

v.

FRANCIS F. REBSTOCK, et al.,

Defendants.

CIVIL ACTION

No. 10-01515

ORDER

AND NOW, this 2 day of August, 2011, upon consideration of defendant Katherine Lewis's Motion to Dismiss (Docket No. 13), and for the reasons discussed in the accompanying memorandum, it is hereby **ORDERED** that the motion to dismiss is **GRANTED**, and Smith's claims against Lewis are **DISMISSED**.

BY THE COURT:

/s/ Louis H. Pollak

Pollak, J.